Supreme Court, U.S.
FILED
00 114 JUL 17 2000
OFFICE OF THE CLERK

No. _____

_____

In The
Supreme court of the United States

____

"In re Larry- Dean: Kallembach" as the de jure-national
d/b/a secured party
Petitioner,

v.

Cate S. Zeuske d/ba Secretary of Revenue, State of Wisconsin
Respondent(s).

_____

On the Petition For The Writ Of The Certiorari
The eighth circuit court of the appeals

_____

PETITION FOR THE WRIT OF THE CERTIORARI

_____

Larry- Dean: Kallembach as the de jure- national
d/b/a secured party
c/o: W. 8505 - Hwy. 81, near
[53504] Argyle
Wisconsin
(608) 966-3557

54pp

QUESTIONS PRESENTED i

1.Does the provisions of the state constitution and law for Wisconsin conflict in the violation with the supreme law of the land, and does the State of Wisconsin and its agents & officers as the registered voters bound by the supremacy clause in the sec. 2 of the article VI of the United States Consitution by the act of congress and by the treaty on the stipulation of the enabling act Approved, August 6, 1846 in the joining of the union for the statehood by the preemption?

2. Are the agents and officers of the state of Wisconsin by the breaching of the fiduciary accountability in the provisions of the enabling act by the stipulation of the parties provided that ... offer ... in the joining of the union for the statehood ... on the condition that the said convention which shall form the constitution of said State shall provide, by a clause in said constitution, or an ordinance, irrevocable without the consent of the United States .... ?

LIST OF THE PARTIES ii

[X] All parties do not appear in the caption of the case on the cover page. A list of all parties to the proceedings in the court whose judgenent is the subject of this petition is as follows:

Ric Rinker d/b/a Real Estate Tax Assessor, City of Platteville

Chris Carl d/b/a County Clerk, Grant County

Gretchen Jelinek d/b/a Real Estate Tax Assessor, City of Shullsburg

Diane Cherrey d/b/a Real Estate Tax Assessor, Village of South Wayne

Linda Bawden d/b/a County Clerk, LaFayette County

Respondent(s)

Petitioner as the de jure-national of the Wisconsin is in the pleading that a writ of the certiorari issue in the review of the judgement below.

Opinions Below

For the judgement of the United States Court of the appeals in the Appendix: A for the petition is unpublished.

For the judgement and order of the United States Court for the district court in the Appendix:C, D,E,F,G,H,&I for the petition is unpublished.

Jurisdiction

For the judgement by the United States Court Appeals for the Eighth Circuit was entered on March 28, 2000. A timely petition for the rehearing was denied by the United States Court of the Appeals on the following date: May 18, 2000 , and a copy of the order denying rehearing is in the Appendix: B.

Notice of the fact that the constitutionality by the act of the congress is drawn into the question for the Solicitor General and Attorney General under the 28: U.S.C. sec. 2403 (a).

The jurisdiction of this court is invoked under 28: U.S.C. sec. 1254(1).

Constitution and Statutory Provisions Involved

sec. 8 of the paragraph: 17 of the article: I of the united States Constitution ... Appendix: P-1

sec. 4 of the Article II ... and all civil Officers of the United

States, shall be removed from Office on Impeachment for, and Conviction of Treason, Bribery, or high Crimes and Misdemeanors.

sec.3 of the Article III ... in adhering to their Enemies, giving them Aid and Comfort. No Person shall be convicted of Treason unless on the Testinony of two Witnesses to the same overt Act, or Confession in open Court.

sec. 2 of the Article VI, ... Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made under the Authority of the United States, shall be the supreme law of the land; and the Judges in every state shall be bound thereby any Thing in the Constitution or Laws of any State to the Contrary notwithstanding.

sec. 1 of the thirteenth amendment ...nor involuntary servitude ...

sec. 2 of the fourtheenth amendment, Appendix: P-1

sec. 3 of the fourtheenth amendment , Appendix: P-1

TWENTY NINTH CONGRESS, Ses.I. Ch. 89. 1846. Page 58, section seven (7) of the fifth paragraph (5) on the condition ... that said State shall never interfere with the primary disposal of the soil ... and that no tax shall be imposed on the lands ...

Public Law; 15 United States Statutes at Large, Chapter 249, pps 223-224 (1868) Appendix: P-1

HJR 192. Public Resolution # 10, June 5, 1933, 48 Stat. 112 Appendix: P-2

Treaty of Paris in the 1783 "Definitive Treaty of Peace" Vol. 8 Statutes at large pg. 80 ratified (1784) Appendix: P-2

Statement of the Case

For the foundation of the several states are for the land ownership. By the insuring in the private ownership of the land, for the several states in the Union by the founding fathers made it unlawful for the government by the owning land except for the ten square miles city of Washington A/K/A Washington D.C. for the land was ceded by The state of Maryland in the 1790, and such as may be needed for the errection of the Forts, Magazines, Arsenals, dock-yards, and other needful buildings. For this case arises under the federal-question for the sec. 8 of the paragraph: 17 of the article: I of the united States Constitution for the purpose of the 28: U.S.C. sec. 1331. For the title of the united States of America for the courthouse IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WISCONSIN is not owned by the united States of America by the government as an exclusive possession not of the ceding by The state of Wisconsin for the purpose of the courthouse in the united States of America. For the United States is a proprietary owner of the property which has never been in the ceding by The state of Wisconsin for the united States of America. In the above property is of the republic property for the united States of America is in the leasing of the land. Therefore, in the above courthouse has no exclusive jurisdiction.Since the united States of America does not have of the exclusive possession that the court cannot prosecute there case under the law-exclusive of the District of the Columbia and The state of Wisconsin because the land under the courthouse has never been ceded by The state of Wisconsin for the purpose of the courthouse on the location of the land.

For the land of the courthouse must be ceded by the way of the document in the legislature of The state of Wisconsin, and by the signature of the government in the acceptance by the government and by the certification that it has been in the acceptance by the government for the accepting by the congress and ceding by The state of Wisconsin for a federal purpose.

Upon a special visit and investagation of the register of the deeds for the Dane county, Wisconsin for the land of the U.S. courthouse was deeded by a private person not ceded by The state of Wisconsin for the purpose of a federal courthouse under the sec. 8 of the paragraph: 17 in the article: I of the United States Constitution. For the court above does not have of the jurisdiction under the civil and of the criminal codes of the D.C. and The state of Wisconsin statutes by the prosecuting on the state soil. For the petitioner as de jure-national of the Wisconsin tenders in the court of the united States of America for the northern district of The state of Iowa as a request for the change of the venue of the 28: U.S.C. sec. 1404 (a). For the title of the united States of America for the courthouse IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF IOWA is not owned by the united States of America by the government as excluisve possession not of the ceding by The state of Iowa for the purpose of the courthouse in the united States of America. Upon a special visit and investagation of the register of the deeds for the Linn county, Iowa for the land of the U.S. courthouse was deeded by private persons and entities not ceded by The state of Iowa for the purpose of a federal courthouse under the sec. 8 of the paragraph: 17 in the article: I of the organic-constitution. Quo Warranto by what authority does honorable: McManus in the issuing of the orders and judgements by the unjustifiable-deceit as the dolus- malus because the land under the courthouse has never been ceded by The state of Iowa for the

pupose of the courthouse under section: 8 of the paragraph: 17 in the article: I of the United States Constitution for the court is bound by the upholding of the supremacy clause in the sec. 2 of the article VI. On the February 17th , 2000, petitioner is in the accepting for the value of the petitions and by the moving of the petitions in the eighth circuit court of the appeals in the APPENDIX:C,D,E,F,G,H&I because the respondents are in the failing of the stating of a claim within the 72 hours. Adequate relief cannot be obtained in any other form or from any other court. Therefore, the petitioner as the de jure- national of the Wisconsin is in the pleading of the court for the extraordinary writ authorized by the 28: U.S.C. sec. 1651 (a).

All of the courts of the United States are bankruptcy courts in the operating under the Title: 11 of the bankruptcy code.

These new rules and forms known as the bankruptcy rules and official forms were prescribed by the order of the supreme court on the April 25, 1983 pursuant to section: 2075 under the 28: U.S.C. judiciary and judicial procedures which empowers the supreme court by the prescribing in the general rules by the forms of the process, writs, pleadings, motions and the practice and procedures in the cases under the 11: U.S.C.. Bankruptcy and transmitted to congress by the Chief Justice of the supreme court.

Since the repeal of the dollar is under the HJR-192 or public resolution # 10 on the June 5, 1933.

The United States is put under the laws of the bankruptcy as well as all of the courts. The Bankruptcy Code is **for the supreme law of the land**, and the supreme court is the bankruptcy court of the United States. The bankruptcy code is superior to the Uniform Commercial Code.

In the private registration for the straw man by the being of the transmitting utility within the commercial scheme / venue / world: LARRY D. KALLEMBACH or in the any variation therein is the entity so created by the federal government and was made the "employee" or the "instrumentality" of or for the government and therefore is **in the redemption** by the cancellation of the birth certificate as of the 09/28/99 by the Lawrence H. Summers d/b/a secretary of the Treasury in the accord with HJR-192 and as of the 10/07/99 by the UCC-1, Wisconsin Filing Number: 01887818 by the Larry- Dean: Kallembach d/b/a secured party and as the creditor.

For the respondents as the registered voters on the Notice of the UCC-11 by the acknowledgement and seal of the notary public BY THE law OF THE NATIONS for the documents and evidence under the penalties of the perjury by the being true, correct and complete and by the acknowledgement and in the certification by the Douglas- LaFollette **d/b/a** Secretary of the state of Wisconsin in the AUTHENTICATION by the raise in the gold seal for the Larry- Dean: Kallembach **d/b/a** secured party as the de jure-national is in the fact and at the law as the holder in the due-course of the private- non-negotiable: contracts and of the Security Agreements.

Under the bankruptcy implies of the waiver of the sovereign immunity by the government and Corp. USA.

For the United States, State, County, Municipality Courts and Corp. USA have waived of the sovereign immunity under the 11: U.S.C. sec. 106 (a) of the bankruptcy code by the bankruptcy proceedings.

For the clerk of this court is in the waving of the sovereign immunity under the 11: U.S.C. sec. 106 (a) has no claim and

not the claimant in this proceeding.

Under the rule 9901 of the bankruptcy code that the court or judge means a judicial officer before a case or proceeding is pending not the parties.

For the petitioner is by the expatriating from the de facto United States Nationalty in the noticing of the Attorney General Janet Reno and James E. Doyle, Wisconsin Attorney General by the removing from and off of the voter registration roles by the giving notice in the being a **de jure-national** under the 28: U.S.C. sec. 1653 and under the 8: U.S.C. sec. 1101 (a) (3) for the term "alien" means any person not a citizen or national of the U.S..

For the petitioner as the de jure-national of Iowa is an alien with the respect to the United States by the virture of the exercising of his un-alien-able:rights as recognized in the Expatriation-Act, 15 Stat. 249, pages 223-224.

The main purpose of the Expatriation Act is to expatriate the naturalization effects of the fourteenth amendment. For this case arises under the federal question by the Act of the congress assembled in the public law; 15 United States Statutes at large, Chapter 249,pps. 223-224 (1868) for the purpose of the 28: U.S.C. sec. 1331. For the court is bound by the supremacy clause of the sec.2 in the article: VI of the organic-constitution by the upholding of the act of the congress ; in the Act Appendix:

In the private matter by the petitioner as the secured party by the pleading for the declaratory judgement under the 28: U.S.C.

sec. 2201 that the respondents as the debtors do not have a claim on the land patents and on the land.

For this case arises under the federal question for the fourteenth amendment of the United States Constitution for the purpose of the 28 U.S.C. sec. 1331.

If one would closely examine section: 2 of the fourteenth amendment one would find out that it is a crime by the voting in the elections! ... THE RIGHT TO VOTE AT ANY-ELECTION...IS DENIED...EXCEPT FOR A PARTICIPATION IN A REBELLION, or other crime...' By the rebelling (voting) one commit's the crime of the "treason" against in the real (de jure) state- government, which is translated into treason against the union, by the constitutional (de jure) [U]nited States government. Treason can be found in the Article III, section:3 of the organic-constitution. However this insurgent federal government has to obey in the constitution pursuant for the clauses in the section: 3 or the de facto participants are considered by the being in the rebellion.

When a "U.S. citizen" votes in the section:2 of the fourteenth amendment induces them for the participating in an insurrection, which is noted in the section:3 of the said amendment; hence all voters create in the rebellion against their constitutional state government[s] de jure, which is then deemed a crime in the section: 2 of the said amendment. Such suffrage is deemed by the treason. For this de facto suffrage tacitly brands a voter a slave pursuant by the insurgents thirteenth amendment. Thus by the voting they have voluntarily given up their freedom in the protection by the de jure constitution, which is still in the full force and of the effect by the clauses in the section:3. For this fourteenth amendment suffrage creates a Quiet War ie the democracy.

Accordingly, one has to be a U.S. citizen (person) to vote. One may verify this by the checking in the State (coloney) statutes, The people voting are represented and are in the servitude. When one votes one commits the crime of the rebellion against their "absent" de jure state government. The crime referenced is treason against the Union (state). Treason can be found in the Article: III, section:3, of the united States constitution. One is then put into the slavery/servitude as a lesser punishment. If one does not vote, one is not represented, and therefore not subject to servitude. See also section: 2 of the Expatriation act.

In the United States v. Williams, 341 U.S. 70 (1951) for the court stated that the purpose of the 18- U.S.C. sec. 241 was not to protect rights of the fourteenth amendment citizenship, but to protect rights of the citizens under the constitution. Being naturalized as a U.S. citizen has removed one from the constitutional protection of their natural rights ; hence one cannot have violators criminally prosecuted for the colorable violations.

Moreover, for the solid evidence of why the court in the United States v. Williams stated that 242 to protect rights/privileges of the citizens under the constitution and laws of the United States, and not rights/ privileges of persons (U.S. citizens) under the Fourteenth Amendment; note what 241's counterpart.

For the 18: U.S.C. sec. 242, states... on the account of such person by the being of an alien ... BINGO! One has to BE AN ALIEN to be protected from the actions done under the color of law (de facto legislation/private law)! ERGO: NOT A FOURTEENTH AMENDMENT - U.S. CITIZEN AND OR NATIONAL!

For the appellant is not voting that the court, or agency, confer

me the nationality of the state I am presently domiciled in the (or my native state) pursuant to 8 : U.S.C. sec. 1101 (a) (23) states ... by any means whatsoever.

When the officers of the government also officers of the corporation take an oath to support the constitution for the de jure-government, one does not, it is an oath for the de facto government. In other words If officers of the goverment also officers of the corporation take the oath for the de jure government, and are part of the de jure government, they cannot be participant of the de facto- government; 2) de facto participants will not (shall not) engage in the insurrection or in the rebellion against the de jure government (constitution)

An officers of the government are also the officers of the corporation will not give comfort to the enemies, which are the voters in the rebelling against its de jure state government as shown in the section : 2 (i.e. the set up).

This the fourteenth amendment section : 3 allows the de facto participants to be cleared for the treason against the "absent" constitutional de jure- government; for, you are not rebelling against it , nor do you give aid and comfort to the enemies of the rebellion[s].

Therefore officers of the government also the officers of the corporation shall support all de jure- nationals in all decisions which are brought forth that are properly declared and stated. In a sense you are wearing two hats. **If government officers also officers of the corporation do not follow the constitution, when a matter is addressed (presented) properly, they will be drifting into the rebellion against the "absent" de jure government under the article: II of the section: 4 of the united States constitution.**

And finally officers of the government also officers of the corporation must remember the de facto government[s] cannot violate the organic- constitution pursuant to section: 3 of the fourteenth amendment. If officers of the government also officers of the corporation do they are wandering into the rebellion against the absent de jure- government in the conspiracy by the rebellion of the united States constitution under the color of law.

For the respondents as the registered voters in the rebellion on the organic-constitution are **in the breach of the duty** and by the violation of the enabling act in the territory of Wisconsin by the approval of the TWENTY NINTH CONGRESS, Ses. I. Ch. 89. 1846. Page - 58, section seven (7) of the fifth paragraph (5) on the condition ... that said State shall never interfere with the primary disposal of the soil ... and that no tax shall be imposed on the lands ....

For the enabling act requires that all unappropriated (un attended) lands forever by the grant into the union for the disposition. "For the people of the inhabiting of the said territory do agree and declare that they forever disclaim all of the right by the title by the unappropriated public lands by the lying within the said territory, and that the same by the being and in the remaining at the sole and by the entire disposition of the united States of America by the complete-preemption doctrine.

Land that came in the union, by the purchase, treaty, or war prize is only held by the government i.e. city of Washington (for the land patents) until it is acquired, by the people under the Land Grant and / or Patent; which time the Land is given, granting, or assigning for the individual and for the heirs or assigns by having and holding forever!

Notice of the net effect of these enabling acts in the relation in the state taxes and state statutes:

"After the exclusive jurisdiction over the lands within a state has been ceded in the united States of America, private property in the location thereon is not subject of the taxation by the state, nor can state statutes enacted subsequent by the transfer have any operation therein" For this case arises under the federal question of the enabling act in the territory of Wisconsin by the approval of the TWENTY NINTH CONGRESS, Ses. I Ch. 89. 1846. Page - 58, section seven(7) of the fifth paragraph (5) for the purpose of the 28: U.S.C. sec. 1331 on the condition ... that said State shall never interfere with the primary disposal of the soil ... and that no tax shall be imposed on the lands .... For the State is bound in the preemption by the supremacy clause in the sec. 2 of the article: VI organic constitution by the upholding of the act of the congress.

Reasons for the Granting of the Petition

In the history of this country no land patent has ever lost an appellate review in the courts. As a matter of the fact in SUMMA CORP. v. CALIFORINA EX REL. STATE LANDS COMMISSION ET AL. 466 U.S. 198 (1984) . the U.S. Supreme Court ruled forever that the land Patent would always win over any form of the title. In that case the land in question was tidewater land and California's claim was based on California's constitutional right to all tidewater lands. The patent stood supreme even against California's constitution.

Without such a transfer of the control over the right and in the title of the land, there would be no effective authority in a land patent in the seal under the law of the nations by the signature of the President. For every state within the union of the several

states (with the exception of the republic of Texas) in the granting of its unappropriated lands for the united States of America as a condition of the statehood. Then as the people by the acquiring of the land, under the various acts of the congress by the President in the signing of the patents in the securing of the patent rights for the patent holders and their heirs and assigns forever. That is under the **legislative** by the act of the congress, **executive** in the seal by the President, and **Judicial** for the supreme court has in the supporting in the fact that the land patent certifies absolute and supreme title of the land. APPENDIX: A &B

For this case arises under the federal question of the enabling act in the territory of Wisconsin by the approval TWENTY NINTH CONGRESS, Ses. I. Ch. 89. 1846. Page 58, section seven (7) of the fifth paragraph (5) for the purposes of the 28: U.S.C. sec. 1331 when the petitioner's writ of the cerioari seeks by the enjoining enforcement of the eighth circuit court of the appeals ORDER and lower courts being dismissed for the lack of the jurisdiction on the grounds that it is **by the preemption** for the land comes in for the petitioner **from the Treaty of Paris** in the 1783 and ratified by the congress on the January 14, 1784 under the federal question for the purposes of the 28: U.S.C. sec. 1331 through the land patent. For this is in the critical, in the land patent secures in the treaty for the Larry-Dean: Kallembach as the dejure-national. **For the court is bound by the supremacy clause of the sec. 2 in the article VI of the organic-constitution** by the upholding of the treaty by the making in my claim (for) the patent **in the statutory limitation** through out the land Wineman v. Gastrell. 54 FED - 819. 2 (U.S.) App. 581. which supersedes any inconsistent state law or regulation.

Parties, persons, attorneys, or entities understandably view of

the Uniform Commercial Code from the perspective of the adjudication and litigation. However, in the UCC is administrative law which sets down of the rules for all of the commercial transactions. For the courts do not have any of the authority or of the jurisdiction by the litigating or of the changing any of the eleven articles of the UCC. For the courts can consider of the peripherals such as who has priority. He who files first or he who perfects first. For the courts can determine what can be considered a contract, fixture, land, and land patents. Under the UCC there is no controversy, hence no court can become involved. When the secured party's files by the using of the UCC forms by the performing of the administrative act which, when approved, is in the stamp by the state with a file number, date, hour, and even the minute filing. For the UCC Financing Statement and in the security agreement by the details of the secured parties position in any commercial transaction. Once the secured party has filed (made an offer) and it is accepted, secured party has prioity and all other interested parties must come to the secured party by the accepting and in the satisfing of the secured party's position.

For the respondents as the registered voters in the rebellion on the organic-constitution are **in the breaching of the fiduciary accountability** and in the failing by the stating of the claim on the land and land patents forthwith **by the breaching of the legal duty** in the failing of the releasing and by the removing of the land off of the tax role ; for the petitioner as the de jure national is in the NOW INJURY.

For the petitioner as the de jure-national is by the exhausting of the administrative procedures, by the Notice of the Fault Opportunity for the cure, In the Notice of the Default, and By the Verification of the Administrative Judgement. By the Truth in the lending Act upon the 72 hours , 15: U.S.C. sec. 1601 et.

seq. after the day of the service for the the respondents as the registered voters are in the failing of the releasing and by the removing of the land and land patents off of the tax role therein. APPENDIX: J,K,L,M,N,&O

Upon a special visit and investagation of the clerk of the court's office request of the orders and judgements from the record and sent back as the mail fraud not ceding any rights under the federal zone.

For the secured party is not in the obligation on the contract of the debtors in the accord with U.C.C. 9-317.

For the Notice of the premises declared by the Postmaster General of the united States on notice at the Pierce county, Washington # 9910070574.

Declarant, Larry- Dean: Kallembach, affirms that the facts in the containing herein are true, correct, complete, and not-misleading, by the best of the declarant's-personal-knowledge, and valad- reason **under the penalty of the perjury** by the law of the united States of America by the republic: 1791 - AD.

Conclusion

For all of the foregoing reasons, in the petition for the writ of the certiorari should be granted.

(seal) Larry-Dean: Kallembach

Larry- Dean: Kallembach as the de jure national d/b/a secured party by the holder in the due course of the private land by the land patent.**Employer - ID # 01887818**

c/o: W. 8505 - Hwy. 81, near

[53504] Argyle, Wisconsin

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UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

No. 00-1580NICR

LARRY DEAN KALLEMBACH, d/b/a Security Party - Employer ID #01887818,

Appellant ,

v.

CATE ZEUSKE, d/b/a Secretary of Revenue, State of Wisconsin ; RIC RINKER, d/b/a Real Estate Tax Assessor, City of Platteville, WI; CHRIS CARL, d/b/a Clerk, Grant County, WI,

Appellees.

No. 00-1581NICR

LARRY DEAN KALLEMBACH, d/b/a Security Party - Employer ID #01887818,

Appellant,

v.

GETCHEN JELINEK, d/b/a Real Estate Tax: Assessor as the Debtor; DIANE CHERREY, d/b/a Real Estate Tax: Assessor as the Debtor; LINDA L.

Appeals from the United States District Court for Northern District of Iowa

BAWDEN, d/b/a County-Clerk as the Debtor, *

Appellees. *

JUDGEMENT

The court has carefully reviewed the original file of the United States District Court and orders that these appeals be dismissed for lack of jurisdiction.

(5361-010199)

March 28, 2000

A true copy
ATTEST: " s/_____"
CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.

Honorable: Theodore McMillian
Honorable: Floyd R. Gibson
Honorable: Morris S. Arnold

UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

No. 0 - 1580 / 1581NICR

Larry Dean Kallembach, dba
Secured Party - Employer ID
#01887818,

Appellant ,

v.

Cate Zeuske, dba Secretary of
Revenue, State of Wisconsin ;
Ric Rinker , dba Real Estate Tax
Assessor , City of Platteville , WI.
Chris Carl , dba Clerk, Grant
County, WI ,

Appellees.

The petition for rehearing filed by the appellant has been considered by the court and is denied.
(5193 - 010199)

May 18, 2000

Order Entered at the Direction of the Court :

s/_____
Clerk, U.S. Court of Appeals, Eighth Circuit

Honorable: Theodore McMillian
Honorable: Floyd R. Gibson and Honorable: Morris S. Arnold

APPENDIX: B

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF IOWA
CEDAR RAPIDS DIVISION

LARRY DEAN KALLEMBACH Plaintiff, vs. GRETCHEN JELINEK, DIANE CHERREY AND LINDA BAWDEN, Defendants	))No. C 00-0016)ORDER))))
LARRY DEAN KALLEMBACH Plaintiff, vs. CATE S. ZEUSKE, Secretary of Revenue RIC RINIKER, Real Estate Tax Assessor, and CHRIS CARL, County Clerk, Defendants	)No. C 00-0015)ORDER)))))

This matter is before the court on defendant Linda Bawden's unresisted Motion to Dismiss and Sanctions in C00-16 filed February 23, 2000, on unresisted Motions to Dismiss filed February 14, February 25 and March 7, 2000 in C00-15, on defendant Carl's unresisted Supplement to Motion to Dismiss and to Preclude Further Filings filed March 7, 2000, and on defendant Riniker's unresisted Motion for Sanctions filed March 16, 2000 in C00-15. Motions to Dismiss granted, Motions for Sanctions granted in part and denied in part. Motion to Preclude Further Filings denied.

Pursuant to LR 7.1.e, all motions to dismiss shall be granted and both actions be dismissed in their entirety. Defendant Bawden seeks the sanction of precluding plaintiff from filing further actions, as does defendant Carl. Defendant Riniker seeks fees and costs as a sanction.

It is court's view that the proposed sanction of precluding

plaintiff from making further filings should be denied at this time. However, it appearing undisputed that the actions were filed for improper purposes including harassment, it is the court's view that defendant Riniker's unresisted motion for the sanction of fees and costs should be granted pursuant to FRCP 11. Defendant Riniker shall be directed to submitt an affidavit of fees and expenses.

It is therefore

ORDERED

1. Motions for Sanctions granted in part and denied in part in accordance herewith; Motion to Preclude Further denied. Defendant Riniker shall submitt an affidavit of fees and expenses by not later than Friday, April 14, 2000

2. Dismissed.

April 4, 2000.

FILED
U.S. DISTRICT COURT
NORTHERN DISTRICT OF IOWA
APR 04 2000 11:30 am
CEDAR RAPIDS HDQTRS OFFICE
BY s/_____

s/_____
Edward J. McManus, Judge
UNITED STATES DISTRICT COURT

APPENDIX: C -2

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
CEDAR RAPIDS DIVISION

FILED
U.S. DISTRICT COURT
NORTHERN
DISTRICT OF IOWA
APR 04 2000 12:30 PM
CEDAR RAPIDS HDQTRS OFFICE
BY s/

LARRY DEAN KALLEMBACH,

Plaintiff,

vs.

CATE S. ZEUSKE, Secretary of Revenue, RIC RINIKER, Real Estate Tax Assessor, and CHRIS CARL, County Clerk,

Defendants.

No. C 00-15-EJM

JUDGEMENT IN A CIVIL CASE

DECISION BY COURT: This action came on for decision before the court. The issues have been decided and decision has been rendered.

IT IS ORDERED AND ADJUDGED

Plaintiff take nothing, that the Action is dismissed, and that Defendants shall recover of the Plaintiff their costs of action.

Dated : April 4, 2000

JAMES D. HODGES, JR.
Clerk
s/
(By) Clerk

APPENDIX: D

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
CEDAR RAPIDS DIVISION

LARRY DEAN KALLEMBACH)
)
Plaintiff) No. C 00-16-EJM
)
vs.)
) JUDGEMENT IN A CIVIL
GRETCHEN JELINEK, DIANE) CASE
CHERREY, and LINDA BAWDEN)
)
Defendants.)

DECISION BY COURT: This action came on for decision before the Court. The issues have been decided and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

Plaintiff take nothing, that the action is dismissed, and that Defendants shall recover of the Plaintiff their costs of action.

Dated: April 4, 2000

JAMES D. HODGES, JR.
Clerk
s/_____
(By) Clerk

FILED
U.S DISTRICT COURT
NORTHERN DISTRICT OF IOWA
APR 04 2000 12:30 PM
CEDAR RAPIDS HDQTRS OFFICE
By s/_____

APPENDIX: E

IN THE UNITED STATES DISTRICT COURT FILED
NORTHERN DISTRICT OF IOWA CEDAR RAPIDS
CEDAR RAPIDS DIVISION HDQTRS OFFICE
NORTHERN DISTRICT OF IOWA

LARRY DEAN KALLEMBACH) No. C 00-0016
) ORDER
Plaintiff,) MAY 04 2000
vs.) 10:45
GRETCHEN JELINEK, DIANE CHERREY) By: s/_____
AND LINDA BAWDEN)
)
Defendats.)
LARRY DEAN KALLEMBACH,)
)
Plaintiff,) No. C 00-0015
vs.)ORDER
)
CATE S. ZEUSKE, Secretary of Revenue,)
RIC RINIKER, Real Estate Tax Assessor,)
and CHRIS CARL, County Clerk,)
)
Defendants)

This matter is before the court on defendant Zeuske's unresisted Motion for Sanctions, filed April 17, 2000 in C00-15, and on defendant Riniker's March 16, 2000 Motion for Sanctions in C00-15, granted in part by the court's order on April 4, 2000. Zeuske's Motion for Sanctions granted in part and denied in part; Riniker awarded fees and costs in the amount of $1256.95.

On April 4, 2000, the court granted defendant Riniker's motion in part, and directed Riniker to submit an affidavit of fees and expenses. Riniker's affidavit has been filed seeking fees and expenses in the amount of $1256.95, and no resistance has been filed thereto. Rinker shall be awarded $ 1256.95

pursuant to the court's order of April 4, 2000.

Asserting that plaintiff filed the action for improper purposes including harassment, defendant Zeuske seeks the sanction of precluding plaintiff from filing further actions, and fees and costs.

It is the court's view that the proposed sanction of precluding plaintiff from making further filings should be denied at this time. However, it appearing undisputed that the actions were filed for improper purposes including harassment, it is the court's view that defendant Zeuske's unresisted motion for the sanction of fees and costs should be granted pursuant to FRCP 11. Defendant Zeuske shall be directed to submit an affidavit of fees and expenses.

It is therefore

ORDERED

1. Defendant Riniker is awarded fees and costs of $1,256.95 in accordance herewith.

2. Defendant Zeuske's Motions for Sanctions granted in part and denied in part in accordance herewith. Defendant Zeuske shall submit an affidavit of fees and expenses by not later than Friday, May 19, 2000.

3. Defendant Zeuske's motion and brief were filed by the Clerk on April 17, 2000 as part of docket #35. For the purpose of clarity of the record, the Clerk shall detatch the brief and motion and file copies of them separately under new docket numbers, leaving the original brief and motion with docket #35 as originally filed.

May 4, 2000

s/

Edward J. McManus, Judge
UNITED STATES DISTRICT COURT

Copies mailed on May 04 2000
to counsel of record or pro se
parties shown on the docket
/judgement

s/

Deputy Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
CEDAR RAPIDS DIVISION

FILED
CEDAR RAPIDS HDQTRS OFFICE
NORTHERN DISTRICT
OF IOWA
MAY 04 2000 11:15
By: s/

LARRY DEAN KALLEMBACH)
)
Plaintiff)
)
vs.)
)
CATE S. ZEUSKE , Secretary of Revenue)
RIC RINKER, Real Estate Tax Assessor,)
and CHRIS CARL, County Clerk)
)
Defendants)

X DECISION BY COURT: This action came to on for decision before the Court. The issues have been decided and a decision has been rendered.

IT IS ORDERED AND ADUDGED

THAT defendant, Cate S. Zeuske, shall recover from plaintiff, Larry Dean Kallembach, the amount of $1,256.95 for fees and costs.

Dated: May 4, 2000

JAMES D. HODGES, JR.
Clerk
s/
(By) Clerk

APPENDIX - G

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF IOWA
CEDAR RAPIDS DIVISION

FILED
U.S. DISTRICT COURT
NORTHERN DISTRICT
OF IOWA
MAY 24 2000 10:20 am
CEDAR RAPIDS HDQTRS
OFFICE
BY s/

LARRY DEAN KALLEMBACH,

Plaintiff,

vs.

CATE S. ZEUSKE, Secretary of Revenue)
RIC RINIKER, Real Estate Tax Assessor,
and CHRIS CARL, County Clerk,

Defendants.

This matter is before the court on defendant Zeuske's affidavit of fees, filed May 22, 2000. Fees awarded in accordance herewith.

On May 4 , 2000, the court granted defendant Zeuske's unresisted Motion for Sanctions in part, and directed Zeuske to submitt an affidavit of fees and expenses. Zeuske's affidavit has been filed seeking fees in the amount of $1729 for 13.3 hours of time spent on the case. Zeuske shall be awarded $1729 pursuant to the court's order of May 4, 2000.

It is therefore
ORDERED

1. Defendant Zueske is awarded fees in the amount of $1729 in accordance herewith.

s/
Edward J. McManus, Judge
UNITED STATES DISTRICT COURT

Copies mailed on May 24 2000
to counsel of record and
parties as shown on the docket
sheet
s/

APPENDIX: H

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
CEDAR RAPIDS DIVISION

FILED
U.S. DISTRICT COURT
NORTHERN DISTRICT
OF IOWA
MAY 24 2000 10:30 am
CEDAR RAPIDS
HDQTRS OFFICE
BY s/

LARRY DEAN KALLEMBACH,

Plaintiff,

vs.

CATE S. ZEUSKE, Secretary of Revenue, RIC RINIKER, Real Estate Tax Aseessor, and CHRIS CARL, County Clerk,

Defendants.

No. C 00-15-EJM

JUDGEMENT IN A CIVIL CASE

DECISION BY COURT: This action came on for decision before the court. The issues have been decided and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

That Defendant Cate S. Zeuske shall recover of the Plaintiff fees in the amount of $1729.

Dated: May 24, 2000

JAMES D. HODGES, JR.
Clerk
s/
(By) Clerk

APPENDIX: I

Larry- Dean: Kallembach, 1957 - AD

Grant county on the soil and on the land

The state of Wisconsin in the territory by the enabling-act,1846-AD

united States of America, 1776-AD by the republic

By the Verification of the ADMINISTRATIVE-JUDGEMENT

For the Incorporation of the File # Z 373 866 164

Larry- Dean: Kallembach, petitioner
vs.
Cate- Zeuske, d/b/a Secretary of Revenue, respondent

BY THE VERIFICATION

Grant county on the soil and on the land)
in the republic) **Verified-Declaration**
The state of Wisconsin)

Declarant affirms that the facts in the containing herein are true, correct, complete, and not misleading by the best of the declarant's-personal-knowledge and belief under the penalty by the law of The state of Wisconsin.

BY THE FINDING OF THE FACT

I. On the November of the 19th of the 1999- anno Domini, Cate-Zeuske receives service of a PETITION FOR THE REDRESS OF THE GREIVANCE in the nature of a PRIVATE-INTERNATIONAL-ADMINISTRATIVE-REMEDY:DEMAND, Claim # Z 373 866 164.

II. For the Larry- Dean: Kallembach as the Petitioner therein **grants** Cate- Zeuske - three (3) days by the responding, or in the alternative-admit all of the claims in the releasing and in the removing of the land and collateral off of the tax-role therein.

III. On the November of the 27th of the 1999 - anno Domini, Cate- Zeuske receives service of a NOTICE OF THE DEFAULT-OPPORTUNITY FOR THE CURE in the regarding by the claim # Z 373 866 164, is therein in the **granting** three (3) days by the cure in the condition of the fault.

IV. For the Larry- Dean: Kallembach has received no-response from the Cate- Zeuske.

BY THE CONCLUSION OF THE LAW

V. For the Cate- Zeuske is in the DEFAULT.

VI. As an operation of the law, Cate- Zeuske **has admitted** in the statements, in the claims, and in the answe by the inquiry of the verification therein.

VII. For the Cate- Zeuske as a duty by the preventing of the documents referenced in the Administrative- Claim# Z 373 866 164 from the resulting in any damage by the now-injury into the Larry- Dean: Kallembach.

VIII. For the Cate- Zeuske is - reminded of the Cate- Zeuske's Oath of the Office-contract, in the performance of which is in the securing by the Official- Bond or surety, has a duty by the taking in the appropriate- action, SUA SPONTE, reference at the applicable- Public- law [42-USC:1986].

BY THE AMMITTED-ANSWER IN THE INQUIRY

APPENDIX: J - 2

IX. Is the document style for the "ORDER BY THE

SHOWING IN THE CAUSE" and by the caption for the Cate-Zeuske intended for the relation of the Petitioner's - land in the releasing and by the removing off of the tax-role under the cause in the file # Z 373 866 164.

Respondent admits for the answer is : NO.

Based upon the admissions of the parties as the evidence in the administrative-record, **JUDGEMENT IS SO ENTERED.**

Further for the Declarant says not.

Given under my hand and in the seal on this

20th day of the December of the 1999 anno Domini

s/_____ (seal)
Mark- Stefanski
By the Private- Administrative- Hearings: Officer
The united States of America, 1791 anno Domini

By the Declarant

Prepared and Submitted by the
s/_____
Larry- Dean: Kallembach

Larry- Dean: Kallembach, 1957 - AD

Grant county on the soil and on the land

The state of Wisconsin in the territory by the enabling-act,1846-AD

united States of America, 1776-AD by the republic

By the Verification of the ADMINISTRATIVE-JUDGEMENT

For the Incorporation of the File # Z 026 698 815

Larry- Dean: Kallembach, petitioner
vs.
Ric- Rinker, d/b/a Tax Aessessor , respondent

BY THE VERIFICATION

Grant county on the soil and on the land)
in the republic) **Verified-Declaration**
The state of Wisconsin)

Declarant affirms that the facts in the containing herein are true, correct, complete, and not misleading by the best of the declarant's-personal-knowledge and belief under the penalty by the law of The state of Wisconsin.

BY THE FINDING OF THE FACT

I. On the November of the 19th of the 1999- anno Domini, Ric - Rinker receives service of a PETITION FOR THE REDRESS OF THE GREIVANCE in the nature of a PRIVATE-INTERNATIONAL-ADMINISTRATIVE-REMEDY:DEMAND, Claim # Z 026 698 815.

APPENDIX: K - 1

II. For the Larry- Dean: Kallembach as the Petitioner therein **grants** Ric- Rinker - three (3) days by the responding, or in the alternative-admit all of the claims in the releasing and in the removing of the land and collateral off of the tax-role therein.

III. On the November of the 27th of the 1999 - anno Domini, Ric- Rinker receives service of a NOTICE OF THE DEFAULT-OPPORTUNITY FOR THE CURE in the regarding by the claim # Z 026 698 815, is therein in the **granting** three (3) days by the cure in the condition of the fault.

IV. For the Larry- Dean: Kallembach has received no-response from the Ric- Rinker.

BY THE CONCLUSION OF THE LAW

V. For the Ric- Rinker is in the DEFAULT.

VI. As an operation of the law, Ric- Rinker **has admitted** in the statements, in the claims, and in the answe by the inquiry of the verification therein.

VII. For the Ric- Rinker as a duty by the preventing of the documents referenced in the Administrative- Claim# Z 026 698 815 from the resulting in any damage by the now-injury into the Larry- Dean: Kallembach.

VIII. For the Ric- Rinker is - reminded of the Ric- Rinker 's Oath of the Office-contract, in the performance of which is in the securing by the Official- Bond or surety, has a duty by the taking in the appropriate- action, SUA SPONTE, reference at the applicable- Public- law [42-USC:1986].

BY THE AMMITTED-ANSWER IN THE INQUIRY

APPENDIX: K - 2

IX. Is the document style for the "ORDER BY THE

SHOWING IN THE CAUSE" and by the caption for the Ric-Rinker intended for the relation of the Petitioner's - land in the releasing and by the removing off of the tax-role under the cause in the file # Z 026 698 815.

Respondent admits for the answer is : NO.

Based upon the admissions of the parties as the evidence in the administrative-record, **JUDGEMENT IS SO ENTERED.**

Further for the Declarant says not.

Given under my hand and in the seal on this

20th day of the December of the 1999 anno Domini

s/_____ (seal)
Mark- Stefanski
By the Private- Administrative- Hearings: Officer
The united States of America, 1791 anno Domini

By the Declarant

Prepared and Submitted by the
s/_____
Larry- Dean: Kallembach

Larry- Dean: Kallembach, 1957 - AD

Grant county on the soil and on the land

The state of Wisconsin in the territory by the enabling-act,1846-AD

united States of America, 1776-AD by the republic

By the Verification of the ADMINISTRATIVE-JUDGEMENT

For the Incorporation of the File # Z 026 698 816

Larry- Dean: Kallembach, petitioner
vs.
Chris- Carl d/b/a county- Clerk , respondent

BY THE VERIFICATION

Grant county on the soil and on the land)
in the republic) **Verified-Declaration**
The state of Wisconsin)

Declarant affirms that the facts in the containing herein are true, correct, complete, and not misleading by the best of the declarant's-personal-knowledge and belief under the penalty by the law of The state of Wisconsin.

BY THE FINDING OF THE FACT

I. On the November of the 19th of the 1999- anno Domini, Chris- Carl receives service of a PETITION FOR THE REDRESS OF THE GREIVANCE in the nature of a PRIVATE-INTERNATIONAL-ADMINISTRATIVE-REMEDY:DEMAND, Claim # Z 026 698 816.

II. For the Larry- Dean: Kallembach as the Petitioner therein **grants** Chris- Carl - three (3) days by the responding, or in the alternative-admit all of the claims in the releasing and in the removing of the land and collateral off of the tax-role therein.

III. On the November of the 27th of the 1999 - anno Domini, Chris- Carl receives service of a NOTICE OF THE DEFAULT-OPPORTUNITY FOR THE CURE in the regarding by the claim # Z 026 698 816, is therein in the **granting** three (3) days by the cure in the condition of the fault.

IV. For the Larry- Dean: Kallembach has received no-response from the Chris- Carl.

BY THE CONCLUSION OF THE LAW

V. For the Chris- Carl is in the DEFAULT.

VI. As an operation of the law, Chris- Carl **has admitted** in the statements, in the claims, and in the answe by the inquiry of the verification therein.

VII. For the Chris- Carl as a duty by the preventing of the documents referenced in the Administrative- Claim# Z 026 698 816 from the resulting in any damage by the now-injury into the Larry- Dean: Kallembach.

VIII. For the Chris- Carl is - reminded of the Chris- Carl 's Oath of the Office-contract, in the performance of which is in the securing by the Official- Bond or surety, has a duty by the taking in the appropriate- action, SUA SPONTE, reference at the applicable- Public- law [42-USC:1986].

BY THE AMMITTED-ANSWER IN THE INQUIRY

IX. Is the document style for the "ORDER BY THE

SHOWING IN THE CAUSE" and by the caption for the Chris-Carl intended for the relation of the Petitioner's - land in the releasing and by the removing off of the tax-role under the cause in the file # Z 026 698 816.

Respondent admits for the answer is : NO.

Based upon the admissions of the parties as the evidence in the administrative-record, **JUDGEMENT IS SO ENTERED.**

Further for the Declarant says not.

Given under my hand and in the seal on this

20th day of the December of the 1999 anno Domini

s/_____ (seal)
Mark- Stefanski
By the Private- Administrative- Hearings: Officer
The united States of America, 1791 anno Domini

By the Declarant

Prepared and Submitted by the
s/_____
Larry- Dean: Kallembach

Larry- Dean: Kallembach, 1957 - AD

Grant county on the soil and on the land

The state of Wisconsin in the territory by the enabling-act,1846-AD

united States of America, 1776-AD by the republic

By the Verification of the ADMINISTRATIVE-JUDGEMENT

For the Incorporation of the File # Z 372 677 004

Larry- Dean: Kallembach, petitioner

vs.

Gretchen- Jelinek d/b/a Real-Estate- Tax:Assessor , respondent

BY THE VERIFICATION

Lafayette county on the soil and on the land)
in the republic) **Verified-Declaration**
The state of Wisconsin)

Declarant affirms that the facts in the containing herein are true, correct, complete, and not misleading by the best of the declarant's-personal-knowledge and belief under the penalty by the law of The state of Wisconsin.

BY THE FINDING OF THE FACT

I. On the November of the 27th of the 1999- anno Domini, Gretchen- Jelinek receives service of a PETITION FOR THE REDRESS OF THE GREIVANCE in the nature of a PRIVATE-INTERNATIONAL-ADMINISTRATIVE-REMEDY:DEMAND, Claim # Z 372 677 004.

APPENDIX: M- 1

II. For the Larry- Dean: Kallembach as the Petitioner therein **grants** Gretchen- Jelinek - three (3) days by the responding, or in the alternative-admit all of the claims in the releasing and in the removing of the land and collateral off of the tax-role therein.

III. On the December of the 04th of the 1999 - anno Domini, Gretchen- Jelinek receives service of a NOTICE OF THE DEFAULT-OPPORTUNITY FOR THE CURE in the regarding by the claim # Z 372 677 004, is therein in the **granting** three (3) days by the cure in the condition of the fault.

IV. For the Larry- Dean: Kallembach has received no-response from the Gretchen- Jelinenk.

BY THE CONCLUSION OF THE LAW

V. For the Gretchen- Jelinek is in the DEFAULT.

VI. As an operation of the law, Gretchen- Jelinek **has admitted** in the statements, in the claims, and in the answer by the inquiry of the verification therein.

VII. For the Gretchen- Jelinek as a duty by the preventing of the documents referenced in the Administrative- Claim# Z 372 677 004 from the resulting in any damage by the now-injury into the Larry- Dean: Kallembach.

VIII. For the Gretchen- Jelinek reminded of the Gretchen-Jelinek's Oath of the Office-contract, in the performance of which is in the securing by the Official- Bond or surety, has a duty by the taking in the appropriate- action, SUA SPONTE, reference at the applicable- Public- law [42-USC:1986].

BY THE AMMITTED-ANSWER IN THE INQUIRY

APPENDIX: M - 2

IX. Is the document style for the "ORDER BY THE SHOWING IN THE CAUSE" and by the caption for the Gretchen- Jelinek intended for the relation of the Petitioner's - land in the releasing and by the removing off of the tax-role under the cause in the file # Z 372 677 004.

Respondent admits for the answer is : NO.

Based upon the admissions of the parties as the evidence in the administrative-record, **JUDGEMENT IS SO ENTERED**.

Further for the Declarant says not.

Given under my hand and in the seal on this

20th day of the December of the 1999 anno Domini

s/_____ (seal)
Mark- Stefanski
By the Private- Administrative- Hearings: Officer
The united States of America, 1791 anno Domini

By the Declarant

Prepared and Submitted by the
s/_____
Larry- Dean: Kallembach

Larry- Dean: Kallembach, 1957 - AD

Grant county on the soil and on the land

The state of Wisconsin in the territory by the enabling-act,1846-AD

united States of America, 1776-AD by the republic

By the Verification of the ADMINISTRATIVE-JUDGEMENT

For the Incorporation of the File # Z 372 677 004

Larry- Dean: Kallembach, petitioner

vs.

Diane- Cherrey d/b/a Real-Estate- Tax:Assessor , respondent

BY THE VERIFICATION

Lafayette county on the soil and on the land)
in the republic) **Verified-Declaration**
The state of Wisconsin)

Declarant affirms that the facts in the containing herein are true, correct, complete, and not misleading by the best of the declarant's-personal-knowledge and belief under the penalty by the law of The state of Wisconsin.

BY THE FINDING OF THE FACT

I. On the November of the 27th of the 1999- anno Domini, Diane- Cherrey receives service of a PETITION FOR THE REDRESS OF THE GREIVANCE in the nature of a PRIVATE-INTERNATIONAL-ADMINISTRATIVE-REMEDY:DEMAND, Claim # Z 372 677 003.

APPENDIX: N- 1

II. For the Larry- Dean: Kallembach as the Petitioner therein **grants** Diane- Cherrey - three (3) days by the responding, or in the alternative-admit all of the claims in the releasing and in the removing of the land and collateral off of the tax-role therein.

III. On the December of the 04th of the 1999 - anno Domini, Diane- Cherrey receives service of a NOTICE OF THE DEFAULT-OPPORTUNITY FOR THE CURE in the regarding by the claim # Z 372 677 003, is therein in the **granting** three (3) days by the cure in the condition of the fault.

IV. For the Larry- Dean: Kallembach has received no-response from the Diane- Cherrey.

BY THE CONCLUSION OF THE LAW

V. For the Diane- Cherrey is in the DEFAULT.

VI. As an operation of the law, Diane- Cherrey **has admitted** in the statements, in the claims, and in the answer by the inquiry of the verification therein.

VII. For the Diane- Cherrey as a duty by the preventing of the documents referenced in the Administrative- Claim# Z 372 677 003 from the resulting in any damage by the now-injury into the Larry- Dean: Kallembach.

VIII. For the Diane- Cherrey reminded of the Diane- Cherrey's Oath of the Office-contract, in the performance of which is in the securing by the Official- Bond or surety, has a duty by the taking in the appropriate- action, SUA SPONTE, reference at the applicable- Public- law [42-USC:1986].

BY THE AMMITTED-ANSWER IN THE INQUIRY

APPENDIX: N - 2

IX. Is the document style for the "ORDER BY THE SHOWING IN THE CAUSE" and by the caption for the Diane-Cherrey intended for the relation of the Petitioner's - land in the releasing and by the removing off of the tax-role under the cause in the file # Z 372 677 003.

Respondent admits for the answer is : NO.

Based upon the admissions of the parties as the evidence in the administrative-record, **JUDGEMENT IS SO ENTERED.**

Further for the Declarant says not.

Given under my hand and in the seal on this

20th day of the December of the 1999 anno Domini

s/_____ (seal)
Mark- Stefanski
By the Private- Administrative- Hearings: Officer
The united States of America, 1791 anno Domini

By the Declarant

Prepared and Submitted by the
s/_____
Larry- Dean: Kallembach

Larry- Dean: Kallembach, 1957 - AD

Grant county on the soil and on the land

The state of Wisconsin in the territory by the enabling-act,1846-AD

united States of America, 1776-AD by the republic

By the Verification of the ADMINISTRATIVE-JUDGEMENT

For the Incorporation of the File # Z 372 677 002

Larry- Dean: Kallembach, petitioner
vs.
Linda- L. Bawden d/b/a county- Clerk, respondent

BY THE VERIFICATION

Lafayette county on the soil and on the land)
in the republic) **Verified-Declaration**
The state of Wisconsin)

Declarant affirms that the facts in the containing herein are true, correct, complete, and not misleading by the best of the declarant's-personal-knowledge and belief under the penalty by the law of The state of Wisconsin.

BY THE FINDING OF THE FACT

I. On the November of the 27th of the 1999- anno Domini, Linda- L. Bawden receives service of a PETITION FOR THE REDRESS OF THE GREIVANCE in the nature of a PRIVATE-INTERNATIONAL-ADMINISTRATIVE-REMEDY:DEMAND, Claim # Z 372 677 002.

APPENDIX: O- 1

II. For the Larry- Dean: Kallembach as the Petitioner therein **grants** Linda-L. Bawden - three (3) days by the responding, or in the alternative-admit all of the claims in the releasing and in the removing of the land and collateral off of the tax-role therein.

III. On the December of the 04th of the 1999 - anno Domini, Linda- L. Bawden receives service of a NOTICE OF THE DEFAULT-OPPORTUNITY FOR THE CURE in the regarding by the claim # Z 372 677 002, is therein in the **granting** three (3) days by the cure in the condition of the fault.

IV. For the Larry- Dean: Kallembach has received no-response from the Linda- L. Bawden.

BY THE CONCLUSION OF THE LAW

V. For the Linda- L. Bawden is in the DEFAULT.

VI. As an operation of the law; Linda- L. Bawden **has admitted** in the statements, in the claims, and in the answer by the inquiry of the verification therein.

VII. For the Linda- L. Bawden as a duty by the preventing of the documents referenced in the Administrative- Claim# Z 372 677 002 from the resulting in any damage by the now-injury into the Larry- Dean: Kallembach.

VIII. For the Linda-L. Bawden reminded of the Linda- L. Bawden's Oath of the Office-contract, in the performance of which is in the securing by the Official- Bond or surety, has a duty by the taking in the appropriate- action, SUA SPONTE, reference at the applicable- Public- law [42-USC:1986].

BY THE AMMITTED-ANSWER IN THE INQUIRY
APPENDIX: O - 2

IX. Is the document style for the "ORDER BY THE SHOWING IN THE CAUSE" and by the caption for the Linda-L. Bawden intended for the relation of the Petitioner's - land in the releasing and by the removing off of the tax-role under the cause in the file # Z 372 677 002.

Respondent admits for the answer is : NO.

Based upon the admissions of the parties as the evidence in the administrative-record, **JUDGEMENT IS SO ENTERED.**

Further for the Declarant says not.

Given under my hand and in the seal on this

20th day of the December of the 1999 anno Domini

s/_____ (seal)
Mark- Stefanski
By the Private- Administrative- Hearings: Officer
The united States of America, 1791 anno Domini

By the Declarant

Prepared and Submitted by the
s/_____
Larry- Dean: Kallembach

sec. 8 of the paragraph: 17 of the article: I of the united States Consitution ... (not exceeding ten miles square) as may, by Cession of particular States, and the Acceptance of Congress, become the Seat of the Government of the United States, and to exercise like Authority over all places purchased by the Consent of the Legislature of the State in which the Same shall be for the Erection of Forts, Magazines, Arsenals, dock-Yards, and other needful Buildings...

sec. 2 of the fourteenth amendment, ... when the right to vote at any election for the choice of electors for President and Vice President of the United States, Representatives in Congress, the Executive and Judicial officers of a State, or the members of the Legislature thereof, is denied to any of the male inhabitants of such State, being twenty-one years of age , and citizens of the United States, or in any abridged, except for the participation in rebellion, or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such state.

sec. 3 of the fourteenth amendment, ... or hold any office, civilor military, under the United States, or inder any State, who, having previously taken an oath as a member of Congress, or as an officer of the United States, or as a member of any State legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But Congress may by a vote of two-thirds of each House, remove such disability.

Public Law; 15 United States Statutes at Large, Chapter 249, pps 223-224 (1868); PREAMBLE: "...and whereas it is claimed that suchAmerican citizens with their descendants, are subjects of the foreign states, owing allegiance to the

governments thereof; and whereas it is necessary to the maintence of public peace that this claim of the foreign allegiance should be promptly and finally disavowed. SECTION I - Right of the expatriation declared. Therefore, *Be it enacted by the Senate of the and House of Representatives of the United States of America in the congress assembled*, That any declaration, instruction, opinion, order, or decision of any officers of this government which denies, restricts, impairs, or questions by the right of the expatriation, is hereby declared inconsistent with the fundmental principles of this government. SECTION: II - Protection to naturalized citizens in the foreign states. *And it is further enacted*, That all naturalized citizens of the United States, while in the foreign states, shall be entitiled to, and shall receive from this government, the same protection of persons and property that is accord to native born citizens in like situations and circumstances.

HJR 192. Public Resolution # 10, June 5, 1933, 48 Stat. 112 That (a) every provision contained in or made with respect to any obligation which purports to give the obligee a right to require payment in gold or a particular of coin or currency, or in an amount in money of the United States measured thereby, declared to be against public policy; and no such provision shall be contained in or made with respect to any obligation hereafter incurred. Every obligation, herefore or hereafter incurred, whether or not such provision is contained therin or made with respect thereto, shall be discharged upon payment, dollar for dollar, in any coin or currency which at the time of payment is legal tender for public and private debts....

Treaty of Paris in the (1783) "Definitive Treaty of Peace" Vol. 8 Statutes at large pg. 80 ratified (1784)

Article 9th :Restoration of the territory In Case it should so happen that any Place or Territory belonging to great Britain or to The United States should have been

conquer'd by the Arms of either from the other before the arrival of the said Provisional Articles in America it is agreed that the same shall be restored without difficulty and without requiring any compensation.

APPENDIX: P-3